

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA  
CHARLESTON DIVISION**

IN RE: ETHICON, INC.,  
PELVIC REPAIR SYSTEMS  
PRODUCTS LIABILITY LITIGATION

MDL NO. 2327

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THIS DOCUMENT RELATES TO THE CIVIL ACTION NOS. LISTED ON THE ATTACHED EXHIBITS:

**JOINT MOTION TO DISMISS DEFENDANT  
AMERICAN MEDICAL SYSTEMS, INC. WITH PREJUDICE**

Plaintiffs in the cases listed on the attached Exhibits A and B and defendant American Medical Systems, Inc. ("AMS") advise the Court that they have compromised and settled all claims between them in these actions, including all counterclaims, cross-claims and third party claims. Accordingly, Plaintiffs and AMS jointly move the court to dismiss AMS as a defendant in these actions with prejudice, and terminate AMS from the docket in the actions. Other defendants remain in these actions, and plaintiffs will continue to prosecute these actions against them.

Respectfully:

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Dated: January 28, 2015

**EXHIBIT A - BEASLEY ALLEN CROW METHVIN PORTIS & MILES**

<b>CIVIL ACTION NUMBER</b> (listed numerically in ascending order)	<b>CASE NAME</b>
2:13-CV-05084	Jeanine Contino, Joseph Contino v. Ethicon, Inc., American Medical Systems, Inc.
2:13-CV-11157	Martha Tijerina, David Tijerina v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.

**EXHIBIT B - BLASINGAME BURCH GARRARD & ASHLEY**

<b>CIVIL ACTION NUMBER</b> (listed numerically in ascending order)	<b>CASE NAME</b>
2:12-CV-07036	Susan Peters Harrison, Larry Harrison v. Ethicon, Inc., American Medical Systems, Inc.
2:13-CV-05864	Sheila F. Brashear, Charles D. Brashear v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.
2:13-CV-06067	Debra Jean Sharpe v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.
2:13-CV-23461	Carolyn Conyers Peavy, Herman Thomas Peavy v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.
2:13-CV-26217	Phyllis G. Martin v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.
2:13-CV-33781	Frances Jean Fortner, Walter Fortner v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.
2:14-CV-01047	Alicia J. Gleason, Mark W. Gleason v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.
2:14-CV-19973	Theresa Lynn Hovis, Arthur Hovis v. Ethicon, Inc., Johnson & Johnson, American Medical Systems, Inc.

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THIS DOCUMENT RELATES TO CASES  
ON THE EXHIBITS ATTACHED HERETO

**ORDER**

(Dismissing Defendant American Medical Systems, Inc. from Certain Cases with Prejudice)

Pending in MDL 2327, 2:12-md-2327 [Docket ], is a Joint Motion to Dismiss filed by plaintiffs identified in the attached Exhibits A and B and American Medical Systems, Inc. (“AMS”) seeking dismissal of AMS from these actions with prejudice because all claims between them have been compromised and settled, including all claims, counterclaims, cross-claims and third party claims. After careful consideration, it is **ORDERED** that the Joint Motion to Dismiss AMS with Prejudice is **GRANTED**.

The court **DIRECTS** the Clerk to file a copy of this order in 2:12-md-2327 and in the individual cases listed in the attached Exhibits A and B.

ENTER:

**CERTIFICATE OF SERVICE**

I hereby certify that on January 28, 2015, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification of such filing to the CM/ECF participants registered to receive service in these member cases.

/s/ Barbara R. Binis